

UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF TEXAS

EL PASO DIVISION

UNITED STATES OF AMERICA

§

vs.

§

NO: EP:19-CR-01954(1)-DCG

(1) Elizabeth Rodriguez

§

§

**DEFENDANT'S MOTION FOR ADMINISTRATIVE SETTING
IN LIEU OF APPEARANCE AT DOCKET CALL**

TO THE HONORABLE UNITED STATES DISTRICT COURT JUDGE:

Comes now, undersigned counsel for the Defendant, (1) Elizabeth Rodriguez, on this day and respectfully moves the Court to grant Counsel leave to enter this appearance administratively and in lieu of appearing at the Docket Call scheduled for Wednesday, August 7, 2019 at 9:30 AM, and in support of said Motion shows the Court as follows:

1. Counsel, having previously requested or obtained 0 Continuances, moves for Continuance of the Docket Call because of the need for investigation, plea negotiations, and/or preparation of the defense due to complex discovery issues in the case. Counsel further avers that the interest of justice outweighs the interest of the Defendant and the public in a speedy trial and agree that the timing from the scheduled docket calls through the next docket call, is excludable time within the meaning of the Speedy Trial Act, 18 U.S.C. §§3161 *et seq.*

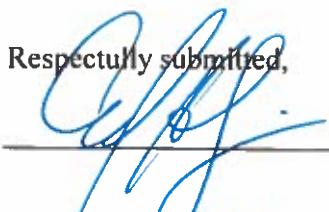
2. The Defendant moves to have the above styled and numbered cause set for a Plea Hearing and states that said Plea Hearing may be referred to the United States Magistrate. The Defendant requests the plea be set ASAP, in 2 weeks, in 3 weeks. (The Plea Hearing date may NOT be scheduled after the Court's next regularly scheduled Docket Call date.)

3. The Defendant moves to have the above styled and numbered cause set for a Plea and Sentencing Hearing before this Court. The Defendant understands it can only be sentenced at the time of the Plea if Defendant obtains that approval from the United States Probation Office to have a Pre-Sentence Investigation Report prepared for that date. The Defendant accepts the responsibility to resolve that approval and sentencing issue with the United States Probation Office. The Defendant requests the plea be set ASAP, in 2 weeks, in 3 weeks.

4. The Defendant announces "Ready for Trial" and moves to have the above styled and numbered cause set for a Trial on the merits at the Court's convenience.

5. This Motion is filed not later than two (2) business days prior to the scheduled Docket Call.

Respectfully submitted,


(signature)

Edgar H. Holguin (typed or printed name)
Defense Counsel for

Elizabeth Rodriguez (typed or printed name)
Defendant

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the above Motion was served upon opposing counsel, UNITED STATES ATTORNEY'S OFFICE by facsimile or electronically filed with the Clerk of the Court using the CM/ECF System which will transmit notification of such filing to the following CM/ECF participant, in accordance with the Federal Rules of Criminal Procedure on the 3rd day of July, 20 19.



Defense Attorney